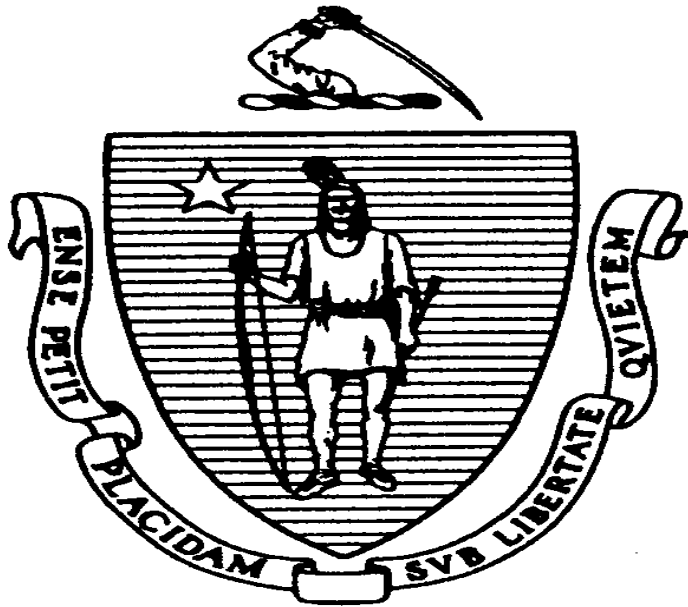


# 1999 Court Commitments to the Massachusetts Department of Correction

Massachusetts Department of Correction



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**July 2000**



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This report is accessible on the DOC website at [www.state.ma.us/doc/](http://www.state.ma.us/doc/) and is also available at the following libraries: Massachusetts State Library; Library of Congress, Washington D.C.; Boston Public Library; University of Massachusetts, Amherst; Springfield City Library; and Worcester Public Library.

If you have any questions regarding this report, please contact the Research and Planning Division.

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## **Executive Summary**

- ? The total number of criminally sentenced, new court commitments to the Department of Correction during 1999 was 2,637, down 8 percent from previous year.
- ? The breakdown by gender was 1,677 males (64% of total commitments), and 960 females (36% of total commitments).
- ? There was a decrease of 13 percent for male commitments and an increase of 3 percent of female commitments from 1998 to 1999.
- ? For the fifth consecutive year in a row the number of new court commitments to the DOC has decreased. The total number of commitments (N=2,637) during 1999 represents the smallest new court commitment population since 1990.
- ? The mean and median age of 1999 commitments was 32.3 and 32 years respectively with a range of 15 to 80 years. The mean and median age for males was 31.9 and 30 years respectively, while the mean and median age for females was 33 years.
- ? This year's racial and ethnic breakdown shows a 2 percent increase in Caucasian inmates, 10 percent decrease in Asian inmates, 21 percent decrease in African American inmates, 23 percent decrease in Hispanic inmates committed from the previous year.
- ? The number of Hispanics decreased from 842 in 1990 to 698 in 1999, a decline of 17 percent. However, the proportion of Hispanic committed to the DOC increased from 22 percent in 1990 to 26 percent in 1999.
- ? The number of commitments to the DOC for violent offenses (Person and Sex) decreased from 1,121 in 1998 to 1,020 in 1999, a 9 percent decline.
- ? The number of individuals committed for Drug offenses declined by 11 percent between 1998 and 1999, the largest decline in the offense category during 1999.
- ? Mandatory offenses accounted for 44 percent of all DOC commitments. Of the male commitments, the majority (58 %) were mandatory, versus (12 %) for females.
- ? The number of commitments for Life sentences has fluctuated since 1990. The total number of Lifers significantly decreased between 1998 and 1999, from 82 to 57, a decrease of 30 percent.
- ? Under the Truth-in-Sentencing law which was enacted in 1994, the proportion of new court commitments to the DOC increased from 90 percent in 1998 to 93 percent in 1999. However, the proportion of commitments pre-TIS fell from 10 percent in 1998 to 7 percent in 1999.

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## **Introduction**

This report presents a statistical description of individuals committed by the courts as a result of a criminal offense to the Massachusetts Department of Correction (DOC) during 1999.

Excluded from this report are individuals who were civilly committed to the Massachusetts Department of Correction facilities during 1999, as well as inmates received to await trial or be detained. Also, excluded are parole and probation violators that are admitted during the year.

The information in this report is a subset of the inmate population in DOC facilities. All new court commitments and those individuals who began serving new sentences during the year are included in this report. If an individual is committed to the Department more than once during 1999, each court commitment for that individual is counted separately. Some categories of offenders are not included in this report: those who began serving “B” and “C” sentences during 1999 (sentences received for crimes committed on parole).

The tables that follow contain information on personal background characteristics, current offense, and sentencing for these individuals. Information is also reported on trends in the commitment population over the last ten years, 1990 to 1999.

The data contained in these tables were derived from the inmate database maintained by the Department of Correction VAX system. Please note that much of the personal background data of the offenders are self-reported. Also, individuals may be incarcerated for multiple offenses. The offense reported is that which is associated with the sentence that governs the inmate’s latest discharge date. Due to rounding percentage totals may not add up to 100 percent in all tables.

Please note that the glossary at the end of this report contains explanations of certain terms used in this report.

## **Descriptive Overview of the DOC 1999 New Court Commitments**

The descriptive overview of data represents all individuals committed to the Department of Correction during 1999 by gender. The descriptive overview of the data is divided into three sections. Section 1, describes the demographic characteristics of the New Court Commitments including race/ethnicity, marital status, religion, and age at incarceration. Section 2 examines current offense by offense category and specific offense. Section 3 provides detail on sentencing including minimum and maximum sentences, sentencing court, truth in sentencing, sentence type and count.

### **Section I: Demographic Characteristics of the New Court Commitments**

During 1999, the breakdown by gender was 1,677 males (64% of total commitments), and 960 females (36% of total commitments). This represent an increase of 3 percent in female commitments to the DOC from the previous year and a decrease of 13 percent of male commitments over the same period.

#### **Race/Ethnicity**

The largest racial/ethnic group represented was Caucasian (47%), followed by Hispanic (26%) and African American (23%) and Asian (1%). Two out of three females committed to the DOC were Caucasian (68%) while 38 percent of males committed to the DOC were Caucasian. A larger proportion of Africa American commitments were males (33%) when compared with females (16%). Similarly, a larger proportion of Hispanic commitments were males (27%) in comparison with females (16%).

#### **Marital Status**

Fifty-nine percent of individuals committed to the DOC reported their marital status as single, followed by 13 percent married, and 10 percent divorced. Sixty-one percent of females were single at the time of commitment compared with 58 percent of males at time of commitment.

#### **Religion**

Statistics on religion indicate that 3 out 4 new court commitments were Christian. Nine out of 10 female commitments reported being Christian. Two out of 3 male commitments reported Christian.

#### **Age at Incarceration**

In 1999, 57 percent of the DOC commitments were between the ages of 25 and 39 years. Twenty-one percent of commitments to the DOC were inmates under 25 years old and the remaining 22 percent were 40 years and older.

Fifty-four percent of males committed to the DOC fell within the age range of 25 to 39 versus 64 percent females. The mean and median age for males was 31.9 and 30 years respectively, while the mean and median age for females was 33 years. The youngest male was 16 years and the youngest female was 17 years, whereas the oldest male was 72 years and the oldest female was 80 years of age.

## **Section II: Current Offense Category and Specific Offense**

### **Current Offense**

Thirty-one percent of 1999 commitments were incarcerated for a Person offense, 30% for a Drug offense, 16% for a Property offense, eight percent for a Sex offense, and 15% for Other offenses. Most females were committed for “Other” offenses (33 %), followed by Property offenses (26%), and Drug offenses (25%). A larger proportion of males committed were for Person offenses (31%), followed by Drug offenses (30%), and Property offenses (16%).

### **Person Offense**

Offenses against the Person accounted for 31 percent of all DOC commitments, the highest offense category overall. The most common offenses against person were Armed Robbery (23%), Assault/Assault and Battery with a Dangerous Weapon (21%), and Unarmed Robbery (10%). Males committed for a Person offense were most likely to be serving an offense for Armed Robbery (27%), Assault/Assault and Battery with a Dangerous Weapon (18%), and Unarmed Robbery (11%). Females were most likely to be serving offense for Assault/Assault and Battery (40%) and Assault/Assault and Battery with a Dangerous Weapon (31%).

### **Sex Offense**

Sex offenses accounted for 8 percent of all DOC commitments. The breakdown by gender was one percent for females (N=7) and 12 percent for males (N=202). The most common Sex offenses were Rape & Abuse of a Child (35%), Rape (17%), Rape of a child with Force (14%), and Indecent Assault and Battery on a Child less than 14 years old (13%).

Males committed for Sex offense were most likely to be serving an offense for Rape and Abuse of a Child (36%), Rape of a Child with Force (15%), and Indecent Assault and Battery less than 14 years old (13%). The most likely offenses for females were Unnatural Acts (43%), Indecent Assault and Battery on a Child less than 14 years old (29%), Indecent Assault and Battery on Victim 14 and Over (14%), and Sex offenses involving a minor (14%).

### **Property Offense**

Property offense constituted 16 percent of all DOC commitments during 1999. The most common Property offenses were Larceny/Stealing (29%), Unarmed Burglary (28%), and Shoplifting (12%). Unarmed Burglary was the most common Property offense for males; Larceny/Stealing was the most Property offense for females commitments. A significant proportion of females were incarcerated for shoplifting (21%).

### **Drug Offense**

Drug offenses comprised 30 percent of all DOC commitments. Class A Distribution or Possession with Intent to Distribute (15%) and Class B Distribution or Possession with Intent to Distribute (15%) were the most common Drug offenses overall. Mandatory offenses accounted for 44 percent of all DOC commitments. The most frequent Drug offense for male commitments was Class B Distribution or Possession with Intent to Distribute (17%). For female commitments the most common Drug offense was Unlawful Possession of Particular Controlled Substance (41%). Of the male commitments, the majority (58 %) were mandatory, versus (12 %) for females.

### **Other Offense**

Other offenses made up 15 percent of all DOC commitments. A notable statistic is the proportion of females committed to the DOC for an Other offense (33 %). The most common offenses for females were Operating Under the Influence (OUI) of Alcohol or Drugs, With or Without Injury (28%), Other Motor Vehicle Offenses (21%), Prostitution (19%), and Other Decency/Public Peace Crimes (15%). Five percent of males were committed for an Other offense. The majority (32%) were for Weapons Violation Barley Fox Gun Law, Other Weapon Offense (23%), and Operating Under the Influence (OUI) of Alcohol or Drugs (17%).

## **Section III: Sentencing**

### **Sentence Type by Gender**

Sixty-six percent of the DOC commitments were serving a State Prison sentence, followed by House of Correction (34%). Ninety-one percent of females committed were serving a House of Correction sentence and nine percent a State Prison sentence. Ninety-eight percent of males committed were serving a State Prison sentence and one percent a House of Correction sentence.

### **Minimum Sentence**

Ninety-one percent of females were serving sentences with no minimum. In contrast, two percent of males were serving sentences with no minimum. Overall 34 percent of all DOC commitments were serving sentences with no minimum. For males with a minimum sentence, the most common sentences were 3 to less than 4 years (25%), 2 to less than 3 years (20%), and to less than 6 years (14%). Two to less than 3 years and 3 to less than 4 years were the most common sentences for females with a minimum sentence.

### **Maximum Sentence**

The mean (average) and median maximum sentence was 4 and 3 years respectively, ranging from 7 days to 100 years excluding inmates serving Life sentences. The mean and median maximum sentence varied by gender. For males the mean maximum sentence was 5.8 years with a median of 5 years, for females the mean maximum sentence was 10.8 months with a median of 5.9 months.

Sixty-seven percent of the maximum sentences for females were less than one year. Ninety-three percent of the maximum sentences for females were less than 3 years. The largest proportion of maximum sentences for males fell into the category 3 to less than 4 years (22%), and to less than 6 years (19%). There were 57 (2%) cases with Life sentences.

### **Truth in Sentencing**

Ninety-three percent of the new court commitments fall under the truth-in sentencing legislation affecting offenses committed after June 30, 1994. The proportion of males sentenced under the truth-in-sentencing legislation was 91 percent, while females constituted a slightly higher proportion (96%).



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Demographic Characteristics  
of DOC 1999 Commitment Population

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**Table 1**

**Race/Ethnicity by Gender**

	<b>Female (%)</b>		<b>Male (%)</b>		<b>Total (%)</b>	
Caucasian	652	68	645	38	1,297	49
African American	152	16	458	27	610	23
Hispanic	149	16	549	33	698	26
Asian	3	0	20	1	23	1
Native American	4	0	5	0	9	0
<b>Total</b>	<b>960</b>	<b>100</b>	<b>1,677</b>	<b>100</b>	<b>2,637</b>	<b>100</b>

**Table 2**

**Marital Status (Self-Reported) by Gender**

	<b>Female (%)</b>		<b>Male (%)</b>		<b>Total (%)</b>	
Married	115	12	219	13	334	13
Single	588	61	969	58	1,557	59
Divorced	140	15	127	8	267	10
Widowed	22	2	9	1	31	1
Partner-Livein	1	0	8	0	9	0
Separated	83	9	25	1	108	4
Not Reported	11	1	320	19	331	13
<b>Total</b>	<b>960</b>	<b>100</b>	<b>1,677</b>	<b>100</b>	<b>2,637</b>	<b>100</b>

**Table 3**

**Religion (Self-Reported) by Gender**

	<b>Female (%)</b>		<b>Male (%)</b>		<b>Total (%)</b>	
Christian	848	88	1,139	68	1,987	75
Agnostic	1	0	113	7	114	4
Muslim	3	0	50	3	53	2
Atheist	21	2	28	2	49	2
Jewish	1	0	5	0	6	0
Buddhist	1	0	17	1	18	1
Other	1	0	0	0	1	0
Not Reported	84	9	325	19	409	16
<b>Total</b>	<b>960</b>	<b>100</b>	<b>1,677</b>	<b>100</b>	<b>2,637</b>	<b>100</b>

**Table 4**

**Age at Incarceration by Gender**

	<b>Female (%)</b>		<b>Male (%)</b>		<b>Total (%)</b>	
15 Yrs	0	0	0	0	0	0
16 Yrs	0	0	2	0	2	0
17 Yrs	5	1	7	0	12	0
18 Yrs	19	2	33	2	52	2
19 Yrs	23	2	57	3	80	3
20 Yrs	21	2	61	4	82	3
21 Yrs	26	3	78	5	104	4
22 Yrs	19	2	69	4	88	3
23 Yrs	23	2	64	4	87	3
24 Yrs	18	2	72	4	90	3
25 to 29 Yrs	172	18	342	20	514	19
30 to 34 Yrs	223	23	298	18	521	20
35 to 39 Yrs	224	23	260	16	484	18
40 to 44 Yrs	116	12	147	9	263	10
45 to 49 Yrs	49	5	93	6	142	5
50 to 54 Yrs	12	1	54	3	66	3
55 to 59 Yrs	7	1	23	1	30	1
60 to 64 Yrs	2	0	9	1	11	0
65 to 69 Yrs	0	0	5	0	5	0
70 Yrs or Older	1	0	3	0	4	0
<b>Total</b>	<b>960</b>	<b>100</b>	<b>1,677</b>	<b>100</b>	<b>2,637</b>	<b>100</b>

Age at Incarceration

The mean and median age was **32.3** and **32** years respectively (for all commitments).

The mean and median age for males was **31.9** and **30** years respectively.

The mean and median age for females was **33** years.

Age at Incarceration Ranges:

Females - **17** years to **80** years.

Males - **16** years to **72** years.

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Current Offense

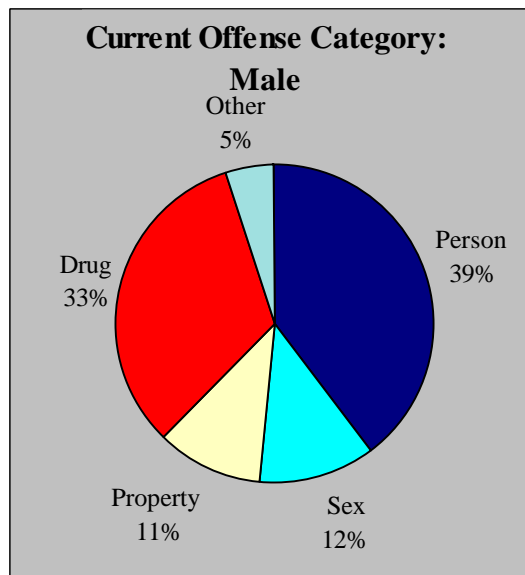
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**Table 5**

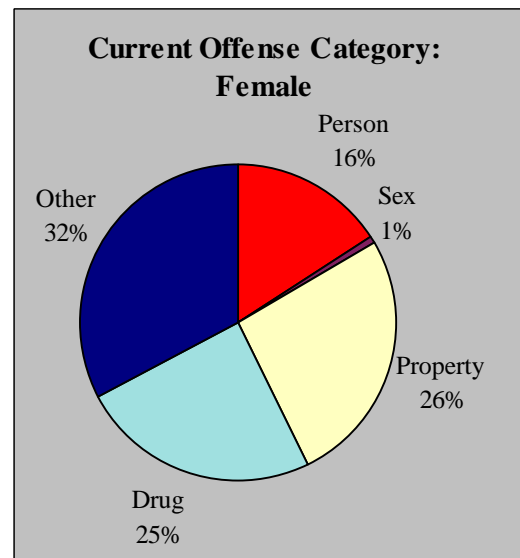
**Current Offense Categories by Gender**

	<b>Female (%)</b>		<b>Male (%)</b>		<b>Total (%)</b>	
Person	152	16	666	40	818	31
Sex	7	1	195	12	202	8
Property	251	26	183	11	434	16
Drug	236	25	551	33	787	30
Other	314	33	82	5	396	15
<b>Total</b>	<b>960</b>	<b>100</b>	<b>1,677</b>	<b>100</b>	<b>2,637</b>	<b>100</b>

**Figure 1**



**Figure 2**



**Table 6**

**Person Offenses by Gender**

	<b>Female (%)</b>		<b>Male (%)</b>		<b>Total (%)</b>	
Armed Robbery	9	6	177	27	186	23
Asslt/ A&B w/ A Dangerous Weapon	47	31	121	18	168	21
Unarmed Robbery	4	3	75	11	79	10
Assault/ A&B	61	40	11	2	72	9
Armed Asslt w/Int to Rob/Murder	1	1	68	10	69	8
Manslaughter	0	0	42	6	42	5
Murder 2	5	3	24	4	29	4
Murder 1	1	1	20	3	21	3
Unarmed Robbery, Victim 60+	2	1	15	2	17	2
Mayhem	1	1	13	2	14	2
Vehicular Homicide	6	4	8	1	14	2
Assault With Intent to Commit Murder	3	2	10	2	13	2
Kidnapping	1	1	10	2	11	1
Asslt w/Intent to Commit Felony	1	1	10	2	11	1
Carjacking	1	1	6	1	7	1
Accessory Before the Fact	2	0	5	1	7	1
Conspiracy	2	1	5	1	7	1
Assault to Rob Not Being Armed	0	0	6	1	6	1
Assault and Battery Upon A Child	1	1	5	1	6	1
Home Invasion	0	0	6	1	6	1
Accessory After the Fact	1	0	5	1	6	1
Stalking	1	1	5	1	6	1
A&Battery Upon Elderly/Disabled	2	1	2	0	4	0
Armed Assault in Dwelling Houses	0	0	4	1	4	0
Attempted Murder	0	0	3	0	3	0
Armed Asslt W/Intent to Rob/Murder, Victim 60+	0	0	3	0	3	0
Confine/Put in Fear For Purpose of Stealing	0	0	3	0	3	0
A&B Dangerous Weapon Victim 60 +	0	0	2	0	2	0
Extortion	0	0	2	0	2	0
Unarmed Assault to Rob	0	0	0	0	0	0
Murder 2 - Juvenile Offender	0	0	0	0	0	0
<b>Total</b>	<b>152</b>	<b>98</b>	<b>666</b>	<b>100</b>	<b>818</b>	<b>100</b>

Please note: the offenses are arranged in descending order by offense total.

**Table 7**

**Sex Offenses by Gender**

	Female (%)		Male (%)		Total (%)	
Rape and Abuse of a Child	0	0	71	36	71	35
Rape	0	0	34	17	34	17
Rape of Child w/Force	0	0	29	15	29	14
Indecent A&B on Child < 14	2	29	25	13	27	13
Aggravated Rape	0	0	17	9	17	8
Indecent A&B on Victim 14+	1	14	10	5	11	5
Assault w/Intent to Commit Rape	0	0	4	2	4	2
Unnatural Acts	3	43	0	0	3	1
Other Sex Offenses	0	0	3	2	3	1
Sex Offenses Involving a Minor	1	14	1	1	2	1
Assault W/Int to Commit Rape, Child <16	0	0	1	1	1	0
<b>Total</b>	<b>7</b>	<b>100</b>	<b>195</b>	<b>100</b>	<b>202</b>	<b>100</b>

Please note: the offenses are arranged in descending order by offense total.

**Table 8**

**Property Offenses by Gender**

	Female (%)		Male (%)		Total (%)	
Larceny/Stealing	106	42	22	12	128	29
Unarmed Burglary	23	9	97	53	120	28
Shoplifting	52	21	0	0	52	12
Theft of Motor Vehicle or Non-Motor Vehicle	11	4	21	11	32	7
Forgery and Uttering	24	10	5	3	29	7
Larceny From the Person	13	5	3	2	16	4
Receiving Stolen Goods	12	5	3	2	15	3
Arson and Attempted Arson	2	1	10	5	12	3
Destruction of Property	5	2	6	3	11	3
Fraud	3	1	3	2	6	1
Burglary, Armed or an Assault	0	0	4	2	4	1
Possession of Burglary Tools	0	0	3	2	3	1
Larceny From Elder or Disabled Person	0	0	2	1	2	0
Common and Notorious Thief	0	0	2	1	2	0
Embezzlement	0	0	2	1	2	0
<b>Total</b>	<b>251</b>	<b>100</b>	<b>183</b>	<b>100</b>	<b>434</b>	<b>100</b>

Please note: the offenses are arranged in descending order by offense total.

**Table 9**

**Drug Offenses by Gender**

	<b>Female (%)</b>		<b>Male (%)</b>		<b>Total (%)</b>	
Class B - Dist or Poss W/Int to Dist	42	18	79	14	121	15
Class A - Dist or Poss W/Int To Distribute	27	11	93	17	120	15
Unlawful Possession of Particular Controlled Subs	97	41	2	0	99	13
*Specific Class B - Trafficking 14-28 Grams	2	1	86	16	88	11
*Specific Class B - Trafficking 28-100 Grams	3	1	73	13	76	10
Drug Violation School/Park	11	5	42	8	53	7
*Specific CL B - Dist or Poss W/Int to Distribute	7	3	45	8	52	7
*Class B - Dist or Poss W/Int to Dist, Subsequent	5	2	37	7	42	5
*Specific Class B - Trafficking 100-200 Grams	1	0	23	4	24	3
Possession of Hypodermic Syringe/Instrument	18	8	0	0	18	2
Conspiracy to Violate Controlled Substance	4	2	14	3	18	2
*Class A Dist or Poss W/Int to Dist, Subsequent	0	0	14	3	14	2
*Specific CL B -Dist or Poss W/Int to Dist, Subsequent	0	0	14	3	14	2
*Specific Class B - Trafficking 200+ Grams	1	0	12	2	13	2
*Class D- Dist or Poss W/Int to Dist	7	3	1	0	8	1
*Class A - Trafficking 28-100 Grams	2	1	4	1	6	1
Unlawful Poss of Particular Cont Subs - Class A	1	0	3	1	4	1
Fraudulent Prescriptions	4	2	0	0	4	1
Being Present Where Heroin is Kept	4	2	0	0	4	1
*Class A - Trafficking 14-28 Grams	0	0	3	1	3	0
*Class A - Trafficking 200 + Grams	0	0	3	1	3	0
Unlawful Poss of Particular Cont Subs - Class B	0	0	1	0	1	0
*Marijuana - Trafficking 50-100 Lbs	0	0	1	0	1	0
*Marijuana - Trafficking 100-2,000 Lbs	0	0	1	0	1	0
<b>Total</b>	<b>236</b>	<b>100</b>	<b>551</b>	<b>100</b>	<b>787</b>	<b>100</b>

\* Denotes an offense which carries a mandatory sentence.

Please note: the offenses are arranged in descending order by offense total.



**Table 10**

**Other Offenses by Gender**

	Female (%)		Male (%)		Total (%)	
OUI, Alcohol or Drugs, With or Without Injury	89	28	14	17	103	26
Other Motor Vehicle Offenses	67	21	3	4	70	18
Prostitution	60	19	0	0	60	15
Other Decency/Public Peace Crimes	48	15	0	0	48	12
Weapons Violation Bartley-Fox Gun Law	1	0	26	32	27	7
Other Weapons Offense	2	1	19	23	21	5
Leave Scene of Vehicular Accident	11	4	1	1	12	3
Intimidation of a Witness/Juror	2	1	10	12	12	3
Attempt to Commit Crime	7	2	3	4	10	3
Domestic Abuse Prevention	8	3	0	0	8	2
Trespassing	8	3	0	0	8	2
Resisting Arrest	5	2	3	4	8	2
Escape	1	0	2	2	3	1
Miscellaneous Other Offense	2	0	0	0	2	1
Environmental Offenses	1	0	0	0	1	0
Delivering/Receiving Articles for Inmates	1	0	0	0	1	0
Bribery/Corruption	0	0	1	1	1	0
Obstruction of Justice	1	0	0	0	1	0
<b>Total</b>	<b>314</b>	<b>99</b>	<b>82</b>	<b>100</b>	<b>396</b>	<b>100</b>

Please note: the offenses are arranged in descending order by offense total.

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## Sentencing

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**Table 11**

**Minimum Sentence by Gender**

	<b>Female (%)</b>		<b>Male (%)</b>		<b>Total (%)</b>	
Less Than 1 Yr	0	0	1	0	1	0
1 to Less Than 2 Yrs	11	1	119	7	130	5
2 to Less Than 3 Yrs	27	3	328	20	355	13
3 to Less Than 4 Yrs	27	3	413	25	440	17
4 to Less Than 5 Yrs	2	0	169	10	171	6
5 to Less Than 6 Yrs	6	1	238	14	244	9
6 to Less Than 7 Yrs	1	0	66	4	67	3
7 to Less Than 8 Yrs	5	1	51	3	56	2
8 to Less Than 9 Yrs	0	0	36	2	36	1
9 to Less Than 10 Yrs	0	0	28	2	28	1
10 to Less Than 11 Yrs	2	0	57	3	59	2
11 to Less Than 12 Yrs	0	0	2	0	2	0
12 to Less Than 13 Yrs	0	0	17	1	17	1
13 to Less Than 14 Yrs	0	0	3	0	3	0
14 to Less Than 15 Yrs	0	0	3	0	3	0
15 to Less Than 16 Yrs	1	0	32	2	33	1
16 to Less Than 17 Yrs	0	0	3	0	3	0
17 to Less Than 18 Yrs	0	0	2	0	2	0
18 to Less Than 19 Yrs	0	0	10	1	10	0
19 to Less Than 20 Yrs	0	0	2	0	2	0
20 Yrs or More	0	0	16	1	16	1
Life	6	1	51	3	57	2
No Minimum	872	91	30	2	902	34
<b>Total</b>	<b>960</b>	<b>100</b>	<b>1,677</b>	<b>100</b>	<b>2,637</b>	<b>100</b>

**Table 12**

**Maximum Sentence by Gender**

	<b>Female</b>	<b>(%)</b>	<b>Male</b>	<b>(%)</b>	<b>Total</b>	<b>(%)</b>
*Less Than 1 Yr	642	67	9	1	651	25
1 to Less Than 2 Yrs	159	17	63	4	222	8
2 to Less Than 3 Yrs	91	9	193	12	284	11
3 to Less Than 4 Yrs	24	3	371	22	395	15
4 to Less Than 5 Yrs	10	1	138	8	148	6
5 to Less Than 6 Yrs	14	1	319	19	333	13
6 to Less Than 7 Yrs	2	0	111	7	113	4
7 to Less Than 8 Yrs	3	0	110	7	113	4
8 to Less Than 9 Yrs	4	0	36	2	40	2
9 to Less Than 10 Yrs	2	0	37	2	39	1
10 to Less Than 11 Yrs	2	0	88	5	90	3
11 to Less Than 12 Yrs	0	0	2	0	2	0
12 to Less Than 13 Yrs	0	0	36	2	36	1
13 to Less Than 14 Yrs	0	0	6	0	6	0
14 to Less Than 15 Yrs	0	0	6	0	6	0
15 to Less Than 16 Yrs	1	0	49	3	50	2
16 to Less Than 17 Yrs	0	0	0	0	0	0
17 to Less Than 18 Yrs	0	0	0	0	0	0
18 to Less Than 19 Yrs	0	0	1	0	1	0
19 to Less Than 20 Yrs	0	0	0	0	0	0
20 Yrs or More	0	0	51	3	51	2
Life	6	1	51	3	57	2
<b>Total</b>	<b>960</b>	<b>100</b>	<b>1,677</b>	<b>100</b>	<b>2,637</b>	<b>100</b>

\*Includes inmates serving a fine, which has been calculated into days.

**Table 13**

**Court From Which Committed by Gender**

	<b>Female (%)</b>		<b>Male (%)</b>		<b>Total (%)</b>	
District Courts	827	86	4	0	831	32
Barnstable Superior	1	0	29	2	30	1
Berkshire Superior	0	0	51	3	51	2
Bristol Superior	5	1	123	7	128	5
Dukes Superior	0	0	2	0	2	0
Essex Superior	12	1	160	10	172	7
Franklin Superior	2	0	15	1	17	1
Hampden Superior	9	1	219	13	228	9
Hampshire Superior	0	0	17	1	17	1
Middlesex Superior	22	2	236	14	258	10
Nantucket Superior	0	0	1	0	1	0
Norfolk Superior	7	1	68	4	75	3
Plymouth Superior	4	0	91	5	95	4
Suffolk Superior	18	2	364	22	382	14
Worcester Superior	32	3	220	13	252	10
Juvenile Courts	0	0	1	0	1	0
Probate and Family Courts	1	0	1	0	2	0
Other Jurisdictions	0	0	1	0	1	0
Not Available	20	2	74	4	94	4
<b>Total</b>	<b>960</b>	<b>100</b>	<b>1,677</b>	<b>100</b>	<b>2,637</b>	<b>100</b>

Please note: "Not Available" denotes "From and After" Sentences where the court which imposed the sentence can not be determined from the data.

**Table 14**

**County of Court From Which Committed by Gender**

	<b>Female</b>	<b>(%)</b>	<b>Male</b>	<b>(%)</b>	<b>Total</b>	<b>(%)</b>
Barnstable County	1	0	29	2	30	1
Berkshire County	0	0	51	3	51	2
Bristol County	12	1	124	7	136	5
Dukes County	0	0	2	0	2	0
Essex County	210	22	161	10	371	14
Franklin County	2	0	15	1	17	1
Hampden County	11	1	219	13	230	9
Hampshire County	2	0	17	1	19	1
Middlesex County	211	22	239	14	450	17
Nantucket County	0	0	1	0	1	0
Norfolk County	86	9	68	4	154	6
Plymouth County	129	13	91	5	220	8
Suffolk County	20	2	364	22	384	15
Worcester County	256	27	221	13	477	18
Other Jurisdictions	0	0	1	0	1	0
Not Available	20	2	74	4	94	4
<b>Total</b>	<b>960</b>	<b>100</b>	<b>1,677</b>	<b>100</b>	<b>2,637</b>	<b>100</b>

Please note: "Not Available" denotes "From and After" Sentences where the court which imposed the sentence can not be determined from the data.

**Table 15**

**Sentence Type by Gender**

	<b>Female</b>	<b>(%)</b>	<b>Male</b>	<b>(%)</b>	<b>Total</b>	<b>(%)</b>
House of Correction	871	91	21	1	892	34
Reformatory	1	0	7	0	8	0
State Prison	88	9	1,649	98	1,737	66
<b>Total</b>	<b>960</b>	<b>100</b>	<b>1,677</b>	<b>100</b>	<b>2,637</b>	<b>100</b>

**Table 16**

**Sentence Count\* by Gender**

	<b>Female (%)</b>		<b>Male (%)</b>		<b>Total (%)</b>	
One	398	41	814	49	1,212	46
Two	241	25	359	21	600	23
Three	116	12	211	13	327	12
Four	67	7	109	6	176	7
Five to Nine	108	11	148	9	256	10
Ten to Nineteen	24	3	25	1	49	2
Twenty or More	6	1	11	1	17	1
<b>Total</b>	<b>960</b>	<b>100</b>	<b>1,677</b>	<b>100</b>	<b>2,637</b>	<b>100</b>

\* Number of sentences for which an inmate is serving. Please see glossary definition for more detail.

**Table 17**

**Truth In Sentencing Indicator by Gender**

	<b>Female (%)</b>		<b>Male (%)</b>		<b>Total (%)</b>	
Yes	922	96	1,520	91	2,442	93
No	38	4	157	9	195	7
<b>Total</b>	<b>960</b>	<b>100</b>	<b>1,677</b>	<b>100</b>	<b>2,637</b>	<b>100</b>

See glossary for explanation on the Truth-in-Sentencing

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## Trends

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## **Trends in the DOC New Court Commitments, 1990 to 1999**

This section contains tables and figures that describe New Court Commitments patterns and trends in the DOC since 1990. Tables and figures are presented on Gender, Race/Ethnicity, Age at Incarceration, Current Offense Category, Minimum Sentence, and Maximum Sentence.

### **DOC Commitments 1990 to 1999 (Table 18, Figure 3)**

The number of commitments decreased from 1990 to 1993, increased from 1994 to 1995 and decreased again from 1996 to 1999. The number of new court commitments fell from 3,794 in 1990 to 2,637 in 1999 indicating a decline of about 31 percent. The increase in the rate of commitments beginning in 1994 interrupted the declining trend that existed between 1990 and 1999. The average annual rate of decline from 1990 to 1999 was 3.5 percent. For females the average annual rate of decline was 1.2 percent whereas for males it was 4.3 percent, indicating steeper decline in males than females.

The total number of criminally sentenced, new court commitments to the Department of Correction during 1999 was 2,677, down eight percent from previous year . Commitments of females increased 3 percent, while commitments of males dropped 13 percent during 1999.

### **Race/Ethnicity: 1990 to 1999 (Table 19, Figure 4)**

The **number** of Caucasian offenders increased by 2 percent between 1998 and 1999. The **number** of African Americans decreased by 32 percent from 1994 to 1999. The **number** of Hispanics decreased from 842 in 1990 to 698 in 1999, a decrease of 17 percent. However, the **proportion** of Hispanic committed to the DOC increased from 22 percent in 1990 to 26 percent in 1999. The **proportion** of Asians committed to the DOC remained relatively unchanged from 1990 to 1999.

### **Age at Incarceration: 1990 to 1999 (Table 20, Figure 5)**

The average age of the American population is rising, a trend reflected in the changing ages of individuals committed to the DOC. In 1990, individuals committed to the DOC age 30 or older comprised 43 percent all new court commitments whereas in 1999 individuals committed to the DOC age 30 or older comprised 58 percent of all new court commitments. The median age of offenders at incarceration was 28 years in 1990. By 1999, the median age at incarceration increased to 31 years.

### **Current Offense Categories: 1990 to 1999 (Table 21, Figure 6)**

The **proportion** of commitments for Person and Sex offenses has remained relatively constant since 1996. Over the ten year period the **number** of Person offense decreased by 24 percent from 1,075 in 1990 to 818 in 1999. The number of Sex offenders decreased by 41 percent from 344 in 1990 to 202 in 1999. Property and Drug offenses decreased by 35 and 36 percent respectively over the same period. Other offenses increased 4 percent between 1998 and 1999.

### **Minimum Sentences: 1990 to 1999 (Table 22, Figure 7)**

The distribution of minimum sentences over the past ten years has changed significantly. In 1990, the proportion of commitments for sentences with no minimum term was 44 percent of all DOC commitments. By 1999, the proportion of commitments with no minimum term fell to 34 percent, a 10 percentage point decrease. A notable change in the distribution of sentences occurred in the minimum sentence of less than 5 years. Commitments for sentences of less than 5 years increased from 22 percent in 1990 to 42 percent in 1999.

Significant changes occurred in the minimum sentences of 5 to less than 10 years and 10 to less than 20 years. From 1990 to 1999 the proportion of commitments with sentence of 5 less than 10 years decreased from 23 percent to 16 percent. The proportion of sentences with minimum term 10 to less than 20 decreased by 4 percent over the same period. The percentages of inmates with minimum sentences 20 years or more and Life remained fairly constant over the past ten years.

### **Maximum Sentence: 1990 to 1999 (Table 23, Figure 8)**

Three notable trends in the maximum sentence over the past ten years are:

- a) the increase in the percentage of commitments receiving a maximum sentence for less than 5 years,
- b) the declines in the percentage of commitments receiving a maximum sentence for 5 to less than 10 years, and
- c) the decline in the percentage of commitments receiving a maximum sentence for 10 to less than 20 years.

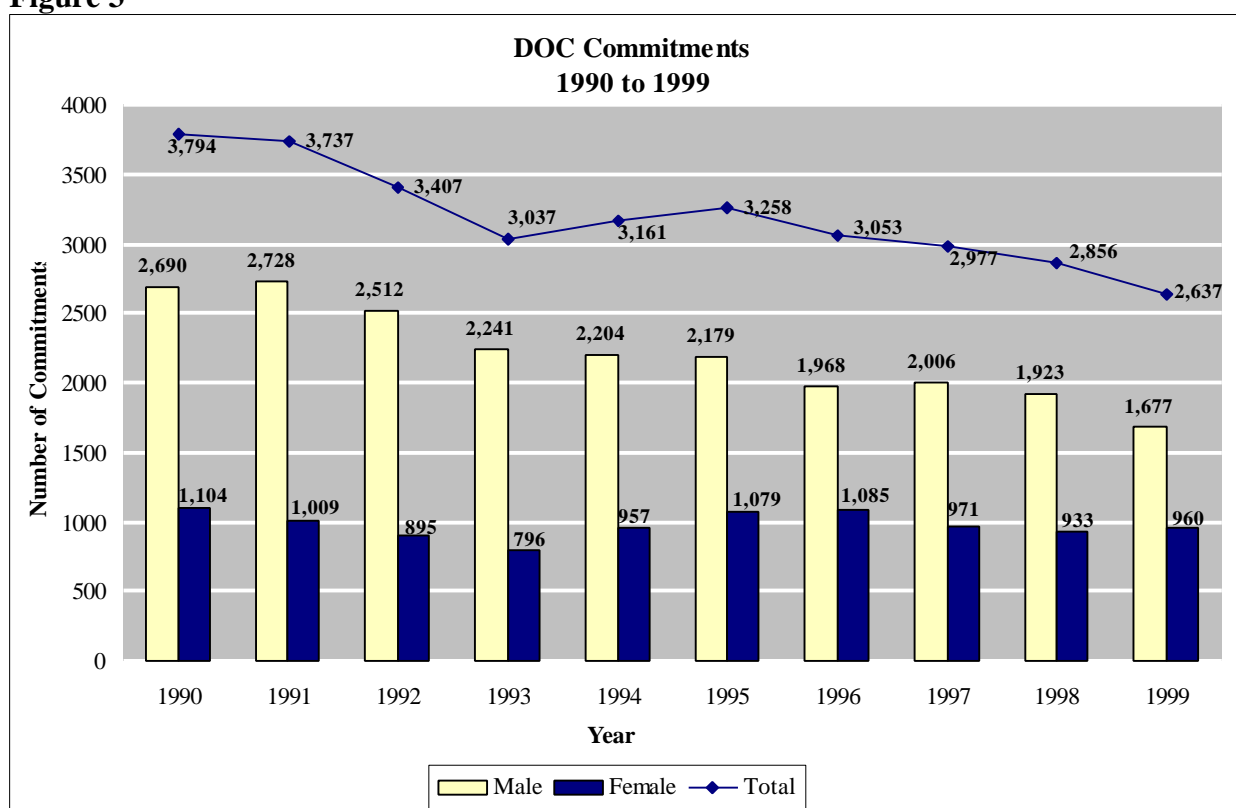
From 1990 to 1999 the percentage of commitments receiving a maximum sentence for less than 5 years increased from 32 percent to 59 percent. In 1990, 34 percent of all commitments received a maximum sentence of 5 to less than 10 years whereas in 1999 30 percent of all commitments received a maximum sentence of 5 to less than 10 years. The percentage of inmates with a maximum term 10 to less than 20 years decreased from 27 percent to 7 percent from 1990 to 1999. The percentages of inmates serving a maximum of Life remained relatively constant over the past ten years.

**Table 18**

**Commitments by Gender, 1990 to 1999**

		1990	1991	1992	1993	1994	1995	1996	1997	1998	1999	% Chng 98 vs 99
Male	N	2,690	2,728	2,512	2,241	2,204	2,179	1,968	2,006	1,923	1,677	-13
	(%)	71	73	74	74	70	67	64	67	67	64	
Female	N	1,104	1,009	895	796	957	1,079	1,085	971	933	960	3
	(%)	29	27	26	26	30	33	36	33	33	36	
<b>Total</b>		<b>3,794</b>	<b>3,737</b>	<b>3,407</b>	<b>3,037</b>	<b>3,161</b>	<b>3,258</b>	<b>3,053</b>	<b>2,977</b>	<b>2,856</b>	<b>2,637</b>	<b>-8</b>

**Figure 3**

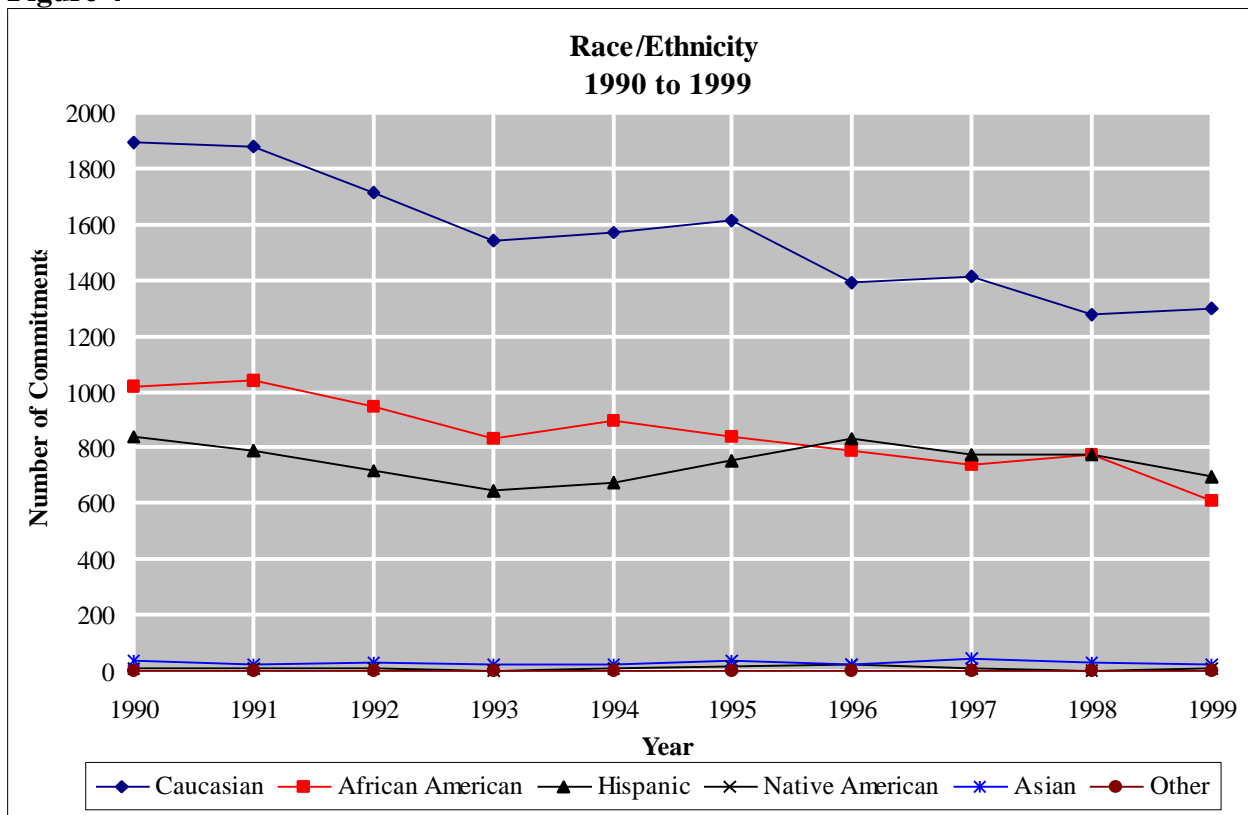


**Table 19**

**Race/Ethnicity, 1990 to 1999**

		1990	1991	1992	1993	1994	1995	1996	1997	1998	1999	% Chng 98 vs 99
Caucasian	N	1,895	1,879	1,710	1,541	1,567	1,614	1,391	1,412	1,273	1,297	2
	(%)	50	50	50	51	50	50	46	47	45	49	
African American	N	1,017	1,037	946	832	898	838	787	740	777	610	-21
	(%)	27	28	28	27	28	26	26	25	27	23	
Hispanic	N	842	789	714	642	674	754	834	774	776	698	-10
	(%)	22	21	21	21	21	23	27	26	27	26	
Native American	N	7	10	6	3	4	12	18	6	0	9	N.A.
	(%)	0	0	0	0	0	0	1	0	0	0	
Asian	N	33	22	28	18	18	39	23	45	30	23	-23
	(%)	1	1	1	1	1	1	1	2	1	1	
Other	N	0	0	3	1	0	1	0	0	0	0	0
	(%)	0	0	0	0	0	0	0	0	0	0	
<b>Total</b>		<b>3,794</b>	<b>3,737</b>	<b>3,407</b>	<b>3,037</b>	<b>3,161</b>	<b>3,258</b>	<b>3,053</b>	<b>2,977</b>	<b>2,856</b>	<b>2,637</b>	<b>-8</b>

**Figure 4**



**Table 20**

**Age at Incarceration, 1990 to 1999**

		1990	1991	1992	1993	1994	1995	1996	1997	1998	1999	% Chng 98 vs 99
19 Yrs or Younger	N	298	328	326	224	207	235	181	185	203	146	-28
	(%)	8	9	10	7	7	7	6	6	7	6	
20 to Less Than 30 Yrs	N	1,876	1,877	1,657	1,381	1,388	1,384	1,235	1,119	1,099	965	-12
	(%)	49	50	49	45	44	42	40	38	38	37	
30 to Less Than 40 Yrs	N	1,189	1,094	1,017	1,051	1,122	1,171	1,136	1,172	1,019	1,005	-1
	(%)	31	29	30	35	35	36	37	39	36	38	
40 to Less Than 50 Yrs	N	319	337	316	286	334	361	391	398	417	405	-3
	(%)	8	9	9	9	11	11	13	13	15	15	
50 to Less Than 60 Yrs	N	89	73	72	72	88	82	86	90	94	96	2
	(%)	2	2	2	2	3	3	3	3	3	4	
60 Yrs or Older	N	23	28	19	23	22	25	24	13	24	20	-17
	(%)	1	1	1	1	1	1	1	0	1	1	
<b>Total</b>		<b>3,794</b>	<b>3,737</b>	<b>3,407</b>	<b>3,037</b>	<b>3,161</b>	<b>3,258</b>	<b>3,053</b>	<b>2,977</b>	<b>2,856</b>	<b>2,637</b>	<b>-8</b>

**Figure 5**

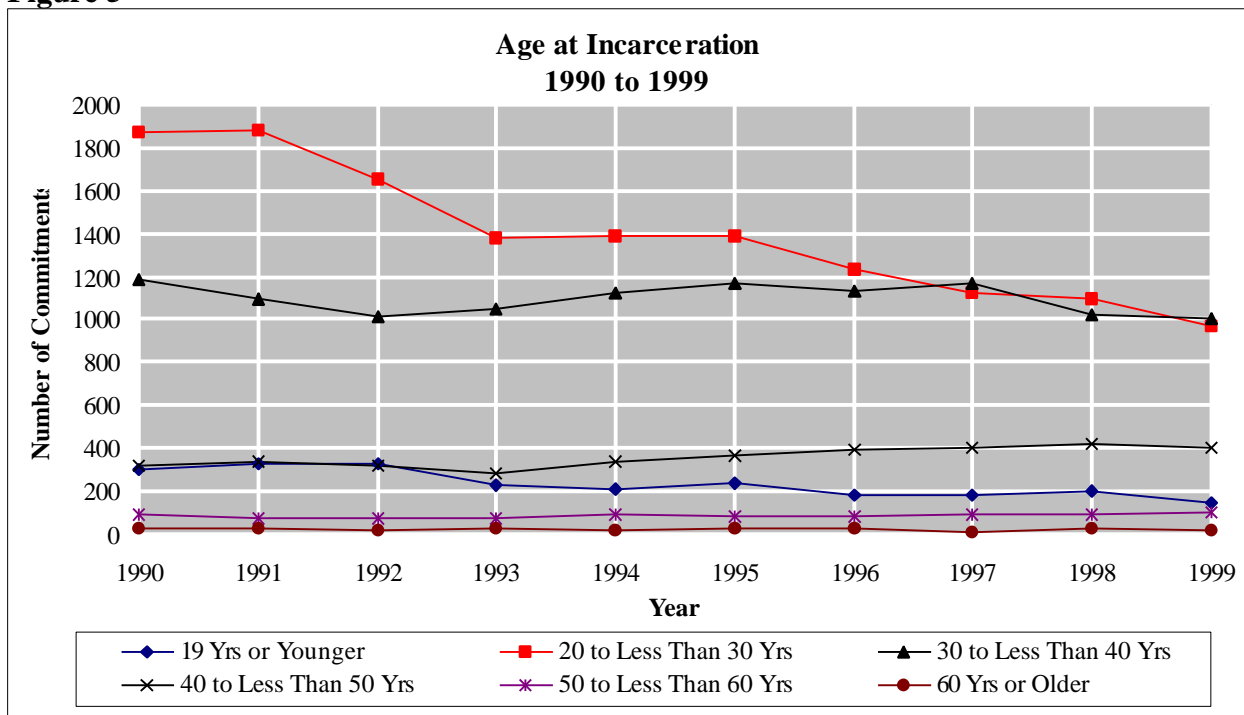


Table 21

## Current Offense Categories, 1990 to 1999

		1990	1991	1992	1993	1994	1995	1996	1997	1998	1999	% Chng 98 vs 99
Person	N	1,075	1,236	1,223	1,046	1,092	1,084	954	932	897	818	-9
	(%)	28	33	36	34	35	33	31	31	31	31	
Sex	N	344	360	337	301	265	262	225	247	224	202	-10
	(%)	9	10	10	10	8	8	7	8	8	8	
Property	N	723	656	623	564	611	570	516	526	468	434	-7
	(%)	19	18	18	19	19	17	17	18	16	16	
Drug	N	1,232	1,067	869	781	807	831	893	852	888	787	-11
	(%)	32	29	26	26	26	26	29	29	31	30	
Other	N	420	418	355	345	386	511	465	420	379	396	4
	(%)	11	11	10	11	12	16	15	14	13	15	
Total		3,794	3,737	3,407	3,037	3,161	3,258	3,053	2,977	2,856	2,637	-8

Figure 6

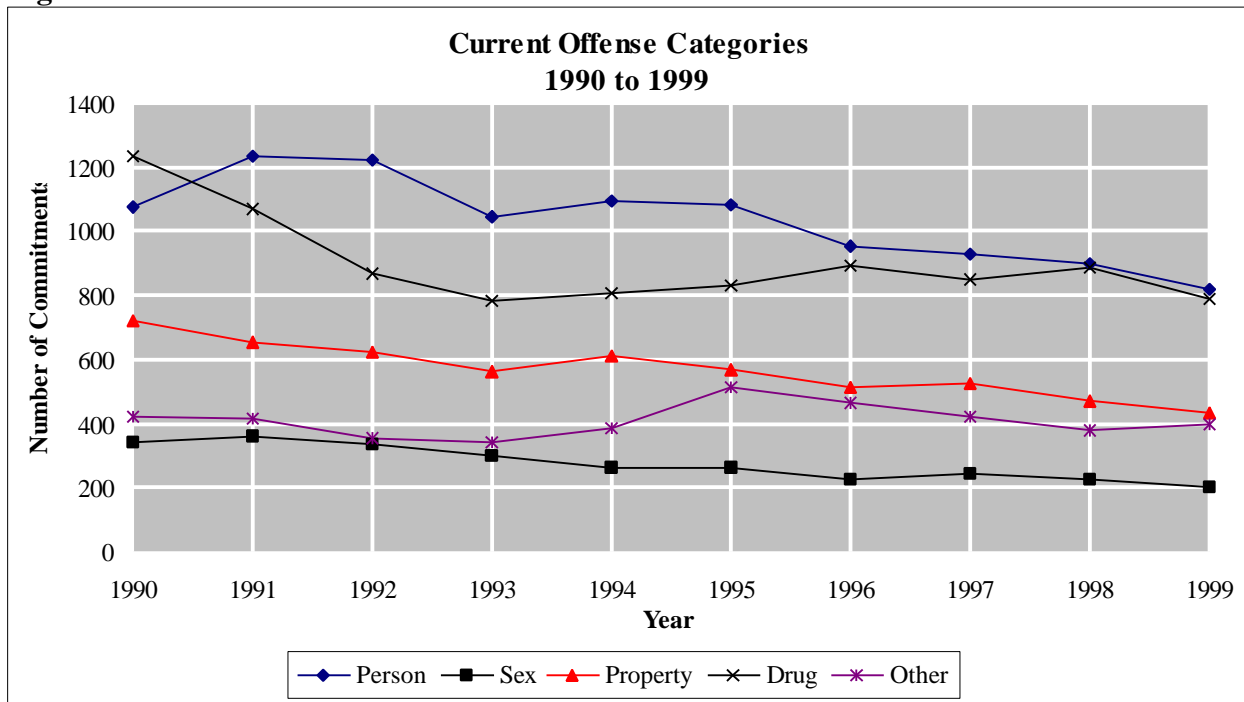


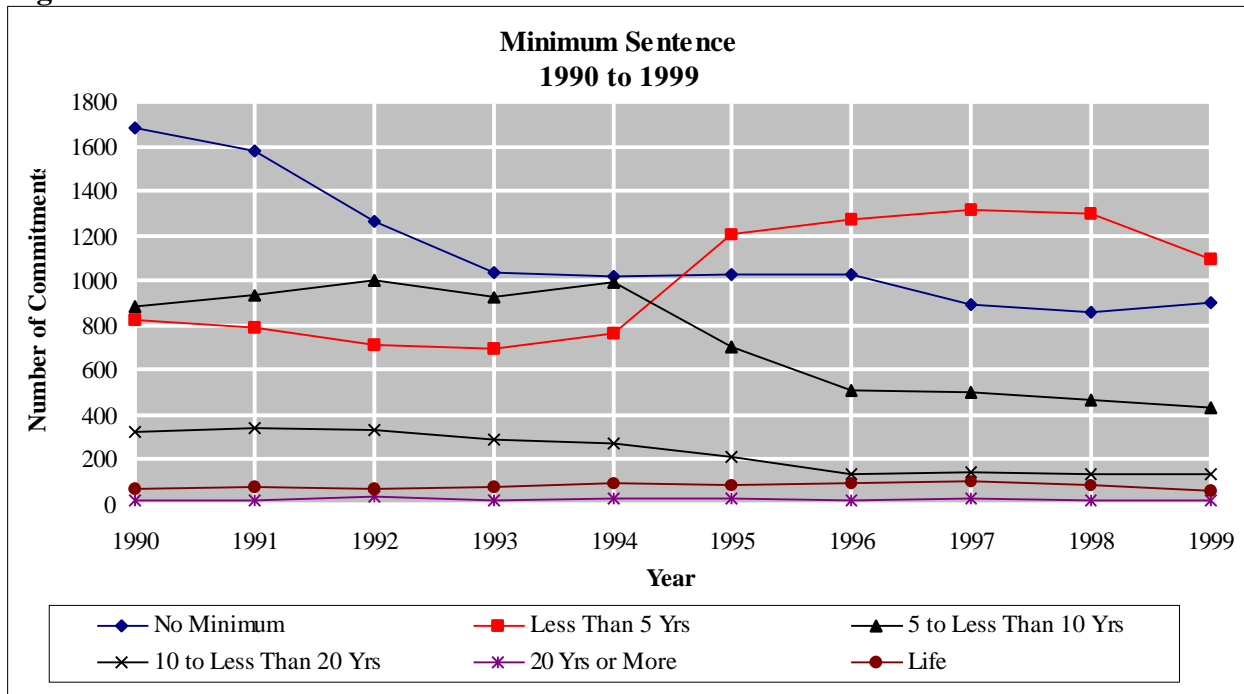
Table 22

Minimum Sentence, 1990 to 1999

		1990	1991	1992	1993	1994	1995	1996	1997	1998	1999	% Chng 98 vs 99
No Minimum	N	1,678	1,581	1,263	1,036	1,016	1,031	1,031	894	857	902	5
	(%)	44	42	37	34	32	32	34	30	30	34	
Less Than 5 Yrs	N	824	788	714	696	765	1,209	1,275	1,318	1,303	1,097	-16
	(%)	22	21	21	23	24	37	42	44	46	42	
5 to Less Than 10 Yrs	N	879	935	998	922	991	705	507	497	467	431	-8
	(%)	23	25	29	30	31	22	17	17	16	16	
10 to Less Than 20 Yrs	N	326	341	331	285	270	209	134	146	132	134	2
	(%)	9	9	10	9	9	6	4	5	5	5	
20 Yrs or More	N	20	17	30	20	25	22	16	24	15	16	7
	(%)	1	0	1	1	1	1	1	1	1	1	
Life	N	67	75	71	78	94	82	90	98	82	57	-30
	(%)	2	2	2	3	3	3	3	3	3	2	
<b>Total</b>		<b>3,794</b>	<b>3,737</b>	<b>3,407</b>	<b>3,037</b>	<b>3,161</b>	<b>3,258</b>	<b>3,053</b>	<b>2,977</b>	<b>2,856</b>	<b>2,637</b>	<b>-8</b>

Please note: less than years may include inmates serving a fine which have been calculated into days.

Figure 7

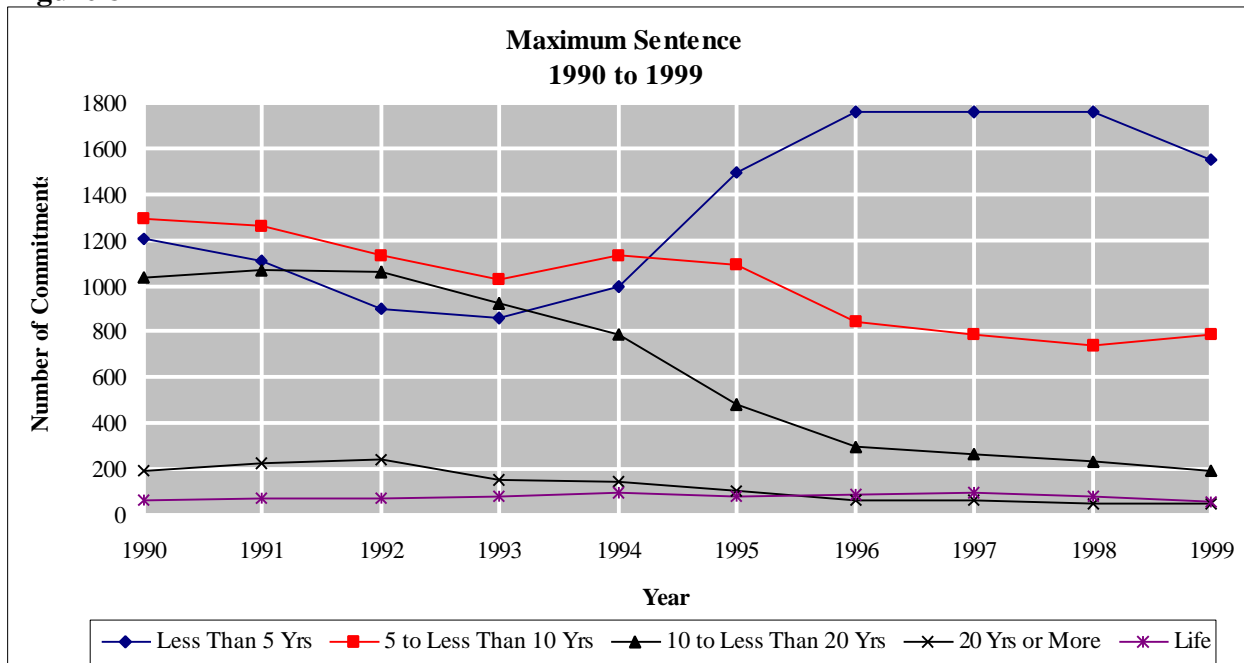


**Table 23**

**Maximum Sentence, 1990 to 1999**

		1990	1991	1992	1993	1994	1995	1996	1997	1998	1999	% Chng 98 vs 99
Less Than 5 Yrs	N	1,202	1,107	898	859	999	1,498	1,762	1,763	1,757	1,552	-12
	(%)	32	30	26	28	32	46	58	59	62	59	
5 to Less Than 10 Yrs	N	1,292	1,263	1,137	1,030	1,134	1,090	843	784	737	786	7
	(%)	34	34	33	34	36	33	28	26	26	30	
10 to Less Than 20 Yrs	N	1,039	1,068	1,063	921	791	486	296	269	235	191	-19
	(%)	27	29	31	30	25	15	10	9	8	7	
20 Yrs or More	N	194	224	238	149	143	102	62	63	45	51	13
	(%)	5	6	7	5	5	3	2	2	2	2	
Life	N	67	75	71	78	94	82	90	98	82	57	-30
	(%)	2	2	2	3	3	3	3	3	3	2	
<b>Total</b>		<b>3,794</b>	<b>3,737</b>	<b>3,407</b>	<b>3,037</b>	<b>3,161</b>	<b>3,258</b>	<b>3,053</b>	<b>2,977</b>	<b>2,856</b>	<b>2,637</b>	<b>-8</b>

**Figure 8**



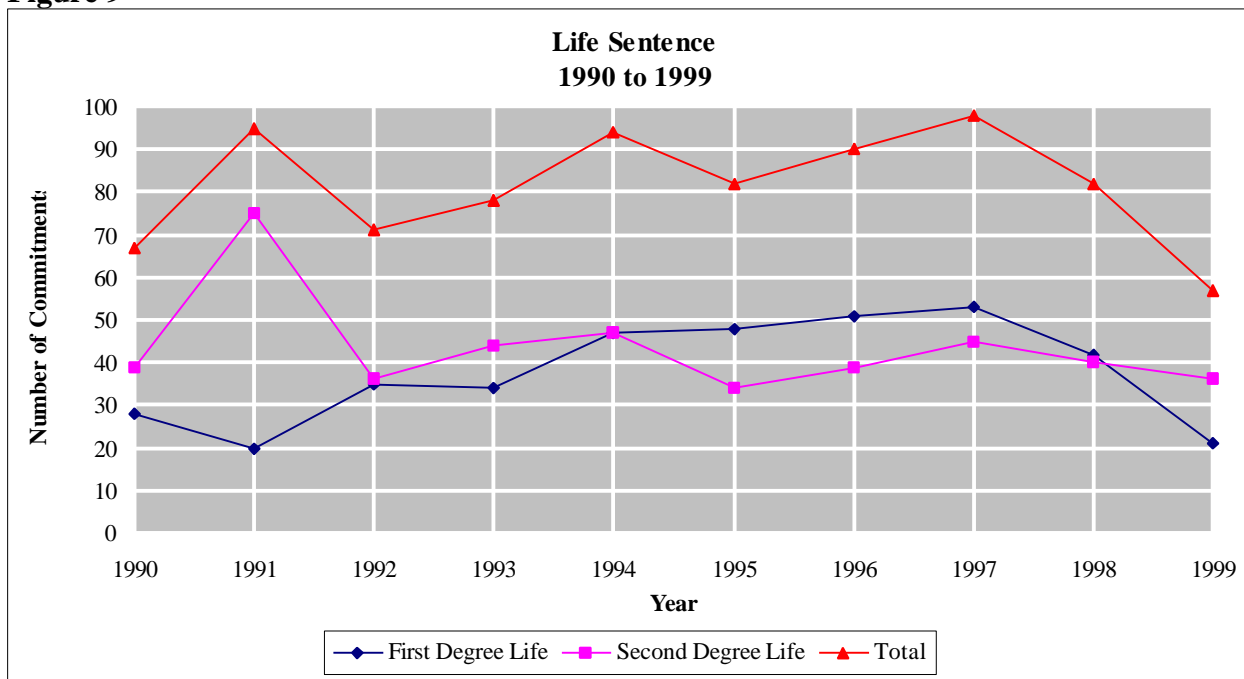


**Table 24**

**Life Sentences, 1990 to 1999**

		1990	1991	1992	1993	1994	1995	1996	1997	1998	1999	% Chng 98 vs 99
First Degree Life	N	28	20	35	34	47	48	51	53	42	21	-50
	(%)	42	21	49	44	50	59	57	54	51	37	
Second Degree Life	N	39	75	36	44	47	34	39	45	40	36	-10
	(%)	58	79	51	56	50	41	43	46	49	63	
<b>Total</b>		<b>67</b>	<b>95</b>	<b>71</b>	<b>78</b>	<b>94</b>	<b>82</b>	<b>90</b>	<b>98</b>	<b>82</b>	<b>57</b>	<b>-30</b>

**Figure 9**



## **Glossary**

<b>Age At Incarceration</b>	Jail credits are not included in the calculation of age at incarceration.
<b>Court from Which Committed</b>	Boston Municipal Court is included with the District Court category, as well as other former Municipal courts; District courts are lower courts of all counties.
<b>CRS</b>	Correctional Residential Services.
<b>Current Offense</b>	<p>Inmates may be incarcerated for multiple offenses. The offense reported is that associated with the longest maximum discharge date.</p> <p>Offense labels can be found in the Appendix and are listed in alphabetical order by offense category.</p>
<b>DOC</b>	Massachusetts Department of Correction.
<b>Expiration</b>	Expiration of Sentence.
<b>GCD</b>	Good Conduct Discharge.
<b>HOC</b>	House of Correction - Massachusetts.
<b>Marital Status</b>	The categories “Common Law”, “Cohabitant”, and “Life Partner” are combined into the category labeled “Partner/Live-in” for this report.
<b>Mean</b>	The sum of the values of all the observations in a data set divided by the number of observations.
<b>Median</b>	The point in an array of data which has an equal number of observations above and below it.
<b>Minimum Sentence</b>	Some inmates do not have a minimum sentence, only a maximum sentence. Cases with “No Minimum” term are inmates serving House of Correction (County) or Reformatory sentences and can also be those serving out of state or federal sentences.
<b>MSA</b>	Metropolitan Statistical Area as defined by the Federal Bureau of Census.

<b>Not Available/NA</b>	Information that is unavailable for previous years due to changes to definitions/reporting are noted as “Not Available”. Also, missing information is considered “Not Available”.
<b>Not Reported</b>	For self-reported variables such as marital status, education, race, place of birth, and address missing information is noted as “Not Reported”.
<b>PV</b>	Parole Violation.
<b>PPREP</b>	Pre-Parole Residential Environment Program.
<b>Race/Ethnicity</b>	Inmates who self-report their race as “White Hispanic” or “Black Hispanic” are combined into the “Hispanic” category for this report.
<b>Religion</b>	Inmates who self-report their religion as “Baptist” or “Catholic” or “Lutheran” or “Mormon” or “Pentecostal” or “Protestant” are combined into Christian category for this report.
<b>Sentence Count</b>	An inmate is often serving more than one sentence at the same time. This variable is a count of the number of sentences <u>imposed</u> that are entered into the database per inmate. Consecutive sentences that can be identified in the data are subtracted from the count.
<b>Sentence/Sentence Type</b>	
State Prison Sentence	<p>Prior to the “Truth in Sentencing” law, if an offender is sentenced to the State Prison, except for life or as an habitual criminal, the court shall not fix the term of imprisonment, but shall fix a maximum and minimum term for which he/she may be imprisoned. The minimum term shall not be less than two and a half years. All sentences which have a finite maximum term are eligible to have the term reduced by statutory good time, except for most sex offenses, crimes committed while confined and certain “mandatory” sentences.</p> <p>In the “new law”, all state sentences have a minimum and a maximum term, unless an inmate is sentenced for life or as a habitual criminal. The minimum term is used to determine parole eligibility, and the maximum term is used to determine discharge.</p> <p>Under both the “old” and “new” sentencing</p>

	<p>systems, an inmate is discharged from his/her sentence at the expiration of his term, less any statutory or earned good time. Under the “new” system none of the reduction will be attributable to statutory good time</p>
Reformatory Sentence	<p>Prior to the “Truth in Sentencing” law, males and females can be sentenced to a Reformatory sentence, an indefinite term, indicated by a maximum term.</p> <p>For MCI- Concord, a male not previously sentenced for felony more than three times, convicted of a crime punishable by imprisonment in any correctional institution of the Commonwealth or by imprisonment in a jail or House of Correction may be sentenced for an indefinite term. Concord may confine misdemeanor offenders as well as those who commit felonies.</p> <p>A female convicted of a crime punishable by imprisonment in a House of Correction, may be sentenced to the Massachusetts Correctional Institution-Framingham. In addition to those women who commit felonies, MCI-Framingham may confine female misdemeanor offenders.</p> <p>The “new” law eliminates “Concord” (or Framingham) sentences to the state reformatory.</p>
House of Correction Sentence	<p>Also known as a “County Sentence”. Prior to the “Truth in Sentencing” law, if an offender is sentenced to the House of Correction, the term shall be two and a half years or less. Parole eligibility and discharge are based on the maximum term of a sentence.</p> <p>Under the “new” law, discharge on this sentence will change because of the elimination of statutory good time. There is no change in the parole eligibility date.</p>
Other State, Federal	<p>This category is used for inmates who were received by the DOC from another state correctional agency or the Federal Bureau of Prisons and are not sentenced under Massachusetts General Law.</p>
<b>Truth in Sentencing Indicator</b>	<p>On January 12, 1994, the Governor signed into law an Act to Promote the Effective Management of the Criminal Justice System. St. 1993, c. 432, generally known as the “Truth in Sentencing” Law. Sentencing for offenses committed after</p>

June 30, 1994 are significantly affected by this law. This field indicates whether the “Current Offense” was committed prior to or after June 30, 1994. For further discussion on some of the changes due to Truth in Sentencing refer to “Sentence/Sentence Type” earlier in Glossary.

**Type of Sentence**

In past reports, this variable has represented the type of sentence received by the court such as Aggregate, Concurrent, Fine, Forthwith, From and After, Simple, or Split. Due to a changes in the database, the Type of Sentence is no longer available in such detail, consequently it is no longer reported. This variable is different from “Sentence Type” which is presented in this report and defined earlier in the Glossary.

**Violent Offense**

Any offense that falls under the Person or Sex Offense categories.

## **Appendix**

Offenses are listed in alphabetical order by category. If more than one offense is combined into the same label or an offense label was shortened to fit in the report table, the offense is listed in this Appendix. Abbreviated offense labels are printed in **bold** letters. Arithmetic signs have been used to abbreviate where relevant and represent the following: > (greater than), < (less than), + (and over).

### **Drug Offense**

Massachusetts General Law Chapter 94C  
Offenses.

Class A Distribution or Possession w/Intent  
to Distribute

**Class A: Manufacturing, Distribution,  
Dispensing or Possession with Intent to  
Manufacture, Distribute or Dispense** (no  
mandatory minimum term).

Class A Distribution or Poss w/Int to Dist,  
Subsequent

**Class A: Subsequent Offense,  
Manufacturing, Distribution, Dispensing or  
Possession with Intent to Manufacture,  
Distribute or Dispense** (mandatory minimum  
term specified).

Class A Distribution or Poss w/Int to Dist to Minor

**Class A: Manufacturing, Distribution,  
Dispensing or Possession with Intent to  
Manufacture, Distribute, Dispense to a  
Minor** (mandatory minimum term specified).

Class B Distribution or Possession w/Intent  
to Distribute

**Class B: Manufacturing, Distribution,  
Dispensing or Possession with Intent to  
Manufacture, Distribute, Dispense** (no  
mandatory minimum term).

Class B - Distribution or Poss w/Int to Dist,  
Subsequent

**Class B: Subsequent Offense,  
Manufacturing, Distribution, Dispensing or  
Possession with Intent to Manufacture,  
Distribute or Dispense** (mandatory minimum  
term specified).

Class B Distribution or Poss w/Int to Dist to Minor

**Class B: Manufacturing, Distribution,  
Dispensing or Possession with Intent to  
Manufacture, Distribute, Dispense to a  
Minor** (mandatory minimum term specified).

Class C Distribution or Possession w/Int to  
Distribute

**Class C: Manufacturing, Distribution,  
Dispensing or Possession with Intent to  
Manufacture, Distribute, Dispense** (no  
mandatory minimum term).

Class C Distribution or Poss w/Int to Dist, Subsequent	<b>Class C: Subsequent Offense, Manufacturing, Distribution, Dispensing or Possession with Intent to Manufacture, Distribute or Dispense</b> (mandatory minimum term specified).
Class C Distribution or Poss w/Int to Dist to Minor	<b>Class C: Manufacturing, Distribution, Dispensing or Possession with Intent to Manufacture, Distribute, Dispense to a Minor</b> (mandatory minimum term specified).
Class D Distribution or Possession w/Intent to Distribute	<b>Class D: Manufacturing, Distribution, Dispensing or Possession with Intent to Manufacture, Distribute or Dispense</b> (no mandatory minimum term).
Class D Distribution or Poss w/Int to Dist, Subsequent	<b>Class D: Subsequent Offense, Manufacturing, Distribution, Dispensing or Possession with Intent to Manufacture, Distribute or Dispense</b> (no mandatory minimum term).
Distribute/Sell Drug Paraphernalia	Distribute or possess drug paraphernalia with intent to sell; sell drug paraphernalia.
Drug Violation, School/Park	Drug violation near a school or park.
Fraudulent Prescriptions	Includes uttering false prescriptions and subsequent offenses; drugs obtained by fraud.
Induce Minors in Sale and Dist of Drugs	<b>Induce Minors in Sales and Distribution of Drugs.</b> Includes drug funds, induce minors to possess, induce minors to distribute.
Possession of Controlled Substance	<b>Unlawful Possession of Particular Controlled Substances Including Heroin and Marijuana.</b> The following are the controlled substance categories:
Class A	Heroin and morphine;
Class B	Cocaine; opium, amphetamines, barbiturates, and PCP;
Class C	Hallucinogens (LSD, hashish);
Class D	Marijuana;
Class E	Prescription drugs;
No Class Specified	Type of drug is not indicated by the sentence.
Possession of Hypodermic Syringe/Instrument	Includes possession of hypodermic needle or any instrument adapted for the administration of narcotic drugs; hypodermic violation.
Possession w/Int to Distribute Cocaine to Minor	<b>Cocaine Distribution or Possession with Intent to Distribute to a Minor</b> (mandatory minimum term).

Specific Class B Distribution or Poss w/Int to Dist	<b>Specific Class B: Manufacturing, Distribution, Dispensing or Possession with Intent to Manufacture, Distribute, Dispense</b> (mandatory minimum term specified). Specific Class B drugs are Cocaine and Phenmetrazine.
Specific C1 B Distribution or Poss w/Int to Dist, Subsequent	<b>Specific Class B: Subsequent Offense, Manufacturing, Distribution, Dispensing or Possession with Intent to Manufacture, Distribute, Dispense</b> (mandatory minimum term specified). Specific Class B drugs are Cocaine and Phenmetrazine. Methamphetamine.
Specific Class B Trafficking	Trafficking categories are broken out by amount. Specific Class B drugs are Cocaine and Phenmetrazine.
<u>Other Offense</u>	Miscellaneous offenses that are not clearly categorized into one of the other offense categories of Person, Property, Sex or Drug.
Bribery/Corruption	Includes corrupt gifts/offers to influence; bribery; corrupt gifts/offers to influence acts; solicitation of gifts; corruption; financial interest of state employees; giving or receiving gifts; fiduciary; threatening economic injury.
Cruelty to Animals	Includes rabies vaccination penalty; killing or injury to domestic animals; cruelty to animals; willfully injuring police dogs or horses.
Delivering/Receiving Articles for Inmates	Includes delivering drugs to prisoners; inmates bringing drugs/weapons into facilities.
Deriving Support from Prostitution	Includes keeping and maintaining house of prostitution or house of ill fame; deriving support from a prostitute (pimping); procuring a person to practice prostitution.
Domestic Abuse Prevention	Includes orders to vacate marital home and orders of restraint; domestic abuse prevention.
Environmental Offenses	Includes discharge of pollutants into waters; illegal dumping; illegal taking of shellfish; violation of wetlands protection act.
Escape	Includes attempts, aiding an escape, accessory to escape. Escapes from work, education, program release activity, prison camp, jail.
False Alarm of Fire/Removal of Fire Devices	<b>False Alarm of Fire/Removal of Fire</b>



	<b>Protective Devices.</b> Includes tampering with fire protection device; false alarm of fire.
Gaming	Includes organizing gambling syndicates; place for registering bets.
Habitual Criminal	Sentence if no punishment is provided by statute; punishment of habitual criminal.
Leave the Scene of Vehicular Accident	Motor vehicle accident, personal injury, damage.
Miscellaneous Other Offense	Includes violation of a civil ordinance, inhaling toxic vapors; tax evasion, threatening tax collector, contributing to the delinquency of a minor, home improvement contractor violation/unlicensed; procuring miscarriage, dies in consequence of miscarriage; disinterring bodies.
Non-Support or Abandonment of Child	Infant abandonment and death from abandonment; abandonment and non-support; the illegal refusal to support a child.
Obstruction of Justice	Includes obstruction of justice; compounding or concealing felonies; false report of crime to police officer.
Other Decency/Public Peace Crimes	Includes promoting of anarchy, inciting a riot; common night walker, brawlers, disorderly acts, indecent exposure, lewd, wanton and lascivious behavior, idle and disorderly; threat to commit a crime; recognizance to keep the peace; affray, threats, disturbing of peace in presence of justice.
Other Motor Vehicle Offenses	Does not include vehicular homicide, OUI, OUI with injury, or leaving the scene. Includes violation of Automobile Law, violation of Motor Vehicle Law; failure to yield right away to emergency vehicles; operating unregistered; operating after suspension; operating motor vehicle after suspension or revocation of license (this includes operating after revocation, habitual offender, illegally attaching plates, operating after suspension); using motor vehicle without authority, leaving scene after motor vehicle homicide; refusal to submit to police officer; leasing motor vehicle on mileage basis fraud violation; operating motor vehicle without liability policy, bond.
Other Motor Vehicle Offenses ( <b>continued</b> )	

Other Weapons Offense	Includes shooting across highway near dwelling; firearm license violation - purchase for use of another; throwing or shooting of missiles; use of a firearm during commission of a felony; possession of infernal machine; carrying dangerous weapon first or subsequent; sale of silencers for firearms, knife, dagger, etc. with prior felony; tear gas use in commission of crime; possession of machine or shot guns; use of body armor in commission of crime; quantity of firearms; firearms sales, distribution or transfer; selling firearm without registering of serial number; possess firearm without ID; possession of firearm on school grounds; possession of large capacity weapon without firearm identification; possession of defaced firearm in a felony; defacing a firearm, discharge of firearm within 500 feet of a dwelling; possession of explosives or other dangerous substances; weapons violation with prior.
OUI, Alcohol or Drugs, With or Without Injury	<b>Operating a Motor Vehicle Under the Influence of Alcohol or Drugs With or Without Injury.</b> Includes operating under the influence; operating under the influence with injury resulting.
Perjury/Contempt of Court	Includes contempt; perjury; attempt to procure another to commit perjury; disruption of court proceedings; perjury, statements alleging motor vehicle thefts; penalties for violation of confidentiality and for perjury; failure to appear.
Prostitution	Includes soliciting for prostitute; prostitution; engaging in sex for a fee.
Sale/Possession of Alcohol to Minor < 21	<b>Sale or Possession of Alcohol to Minor Under 21.</b> Includes sale, delivery or furnishing alcoholic beverages to persons under 21, employment of persons under 18; persons under 21 purchase or attempt to purchase; open container.
Violation of Labor Laws	Includes illegal payment of wages; frivolous proceedings, costs; failure to provide payment/compensation.
Weapons Violation, Bartley-Fox Gun Law	Carrying a firearm without a license (mandatory 1 year sentence).
<u>Person Offense</u>	Crimes Against the Person (primarily Massachusetts General Law Chapter 265

	offenses).
Accessory Before the Fact	Includes aiders, accessory before the fact; prosecution as accessory before the fact.
Armed Assault in Dwelling Houses	Includes armed assault in dwelling houses. The act may be an actual assault or an attempt.
Assault to Rob not Being Armed	Includes assault to rob not being armed, assault to rob, assault with intent to rob, assault with intent to rob by force and violence.
Assault with Intent to Commit Felony	Includes assault with intent to commit felony, injury to firefighter, assault with intent to intimidate, assault and battery for intimidation with bodily injury, causing injury during physical training.
Assault with Intent to Commit Murder	Includes assault with intent to murder, maim, etc.; assault to commit murder; assault with intent to kill.
Assault with Intent to Rob or Murder, Being Armed	Includes assault with intent to rob or murder being armed; assault with a deadly weapon with intent to rob.
Assault/Assault and Battery	Includes assault, assault and battery, assault and battery on an officer, E.M.T. or a public servant, assault and battery to collect loan.
Assault/A&B with a Dangerous Weapon	<b>Assault/assault and Battery with a Dangerous Weapon.</b> Includes assault and battery with a dangerous weapon; assault with a dangerous weapon.
Attempted Murder	Includes all attempts to commit murder, other than assaults: attempted murder, attempts to commit murder by poisoning, drowning, or strangling, poisoning with intent to kill/injure.
A&B Upon an Elderly or Disabled Person	<b>Assault and Battery on an Elderly or Disabled Person.</b> Includes assault and Battery upon elderly or disabled causing injury, serious injury, permanent bodily injury.
A&B with a Dangerous Weapon, Victim 60+	<b>Assault and Battery with a Dangerous Weapon, Victim 60 and Over.</b> Includes assault and battery by means of a dangerous weapon, victim 60 or older.
Conspiracy	If crime is specified, (i.e., conspiracy to commit larceny), the offense is listed under

	the specified crime. If crime is not specified, the offense is listed under this category.
Extortion	Includes attempts to extort money, threats, threat to commit crime.
Kidnapping	Includes abduction, holding a correction officer hostage, kidnapping with intent to extort, kidnapping of minor by relative.
Manslaughter	Includes negligent homicide, voluntary or involuntary manslaughter.
Stalking	Includes stalking in violation of a restraining order (1st offense), stalking as a subsequent offense, harassing or making threats.
Stealing by Confining or Putting in Fear	<b>Confining or Putting in Fear a Person for the Purpose of Stealing.</b> Includes breaking, burning or blowing up a safe; intimidate to steal from a depository.
Unarmed Robbery	Includes robbery, robbery not being armed, robbery by force and violence.
Violation of Civil Rights	Includes civil rights violation, civil rights violation with bodily injury, violation of civil rights with injury.
<u>Property Offense</u>	Crimes Against Property (primarily Massachusetts General Law Chapter 266 offenses).
Arson and Attempted Arson	Includes burning or aiding to burn a dwelling, other buildings, personal property; attempting to burn building; injury or destruction of woods by fire; injury due to negligent use of fire; negligent use of fire in towns; burning insured property with intent to defraud; injury to fire engines; destruction or injury by explosives; throwing explosives at property or persons; use or possession of flammable liquid in breakable container.
Arson and Attempted Arson (continued)	
Burglary, Armed or an Assault	Includes armed burglary, break ing and entering with intent to assault with or without dangerous weapon.
Destruction of Property	Includes injury or destruction of electrical utility property, boundary markings, historical monuments, schoolhouse or church, building, personal property; defacement or injury of county building; throwing oil of vitriol;

	destroying timber; breaking glass or injury to fences; defacement of property with paint; injury to religious, educational, etc., institutions; destruction of property by inmate at correctional institution; destruction of property by prisoners; damaging irrigation machinery; destruction or alteration of motor vehicle identification numbers; alteration of identifying numbers.
Embezzlement	Includes bank officers, fraud or embezzlement; embezzlement by brokers/agents; fiduciaries fraud; defraud company's assets.
Forgery and Uttering	Includes forgery or alteration of lottery tickets; stealing, forging or falsifying; making false certificate of title, learning permits, licenses, registration or inspection stickers; obtaining signature under false pretenses; unlawful use of credit cards; publishing code of non-existing credit cards; false/forged records, certificates, returns; railroad tickets, passes or badges, injures, defrauds, falsely makes, alters, forges or counterfeits; uttering false records; possession of 10 or more counterfeit bills; uttering false instrument; possession of false/forged counterfeit bills, tools/materials to make counterfeit notes.
Fraud	Includes false representation; securities violations; provider making false representations; fraud of telecommunication service; fraudulent use of telecommunication; obtaining goods by fraud; stock, fraudulent issue or transfer; corporation, books false entries with intent to defraud; presentation of false claims; obtaining goods under false pretenses; false invoice of cargo, intent to defraud insurer; insurance policy, penalty/fraud claims; interception of wire and oral communications.
Fraud ( <b>continued</b> )	
Larceny From Elder or Disabled Person	Includes larceny from person 65 or older; larceny from person 60 or older, or disabled.
Larceny/Stealing	Includes stealing in building, vessel or railroad car, stealing in a truck, tractor/semi-trailer or freight container; larceny - general provision and penalties; larceny by check; unlawful taking of money by transporter; larceny of bicycle; concealing leased or rented property.
Receiving Stolen Goods	Includes receiving and buying stolen goods;

	common receiver of stolen goods (habitual).
Shoplifting	Includes shoplifting as a third offense.
Theft of Motor Vehicle or non-Motor Vehicle	Removal of motor vehicle with intent to defraud insurer; theft of motor vehicle or trailer; concealment of motor vehicle or trailer thief; unlawful taking or use of transportation media.
Unarmed Burglary/Breaking and Entering	Includes unarmed breaking and entering in night time; breaking and entering a building, vessel or vehicle in night time with intent to commit a misdemeanor or felony, entering by daytime or breaking and entering by night time a building, vehicle or vessel with intent to commit a felony; entering dwelling in night time or breaking and entering in a building, vehicle or vessel in daytime with intent to commit a felony; breaking and entering or entering railroad car with intent to commit a felony; breaking and entering trucks, tractors or trailers.
<u>Sex Offense</u>	Sex Offenses Against the Person. Consist of Massachusetts General Law Chapter 265 (Crimes Against the Person) and Chapter 272 offenses (Crimes Against Chastity, Morality, Decency and Good Order).
Assault With Intent to Commit Rape	Includes attempts to rape.
Assault with Intent to Rape, Child < 16	<b>Assault with Intent to Commit Rape, Child Under 16 Years.</b>
Crimes Against Nature	The abominable and detestable crime against nature, either with mankind or beast.
Indecent Asslt & Battery on Child Under 14	<b>Indecent Assault and Battery on Child Under 14.</b> Includes indecent assault and battery on a minor.
Indecent A&B on Mentally Retarded Victim	<b>Indecent Assault and Battery on Mentally Retarded Victim.</b>
Indecent Asslt & Battery on Victim 14 or Older	<b>Indecent Assault and Battery on Victim 14 or Older.</b>
Other Sex Offenses	Includes adultery, fornication, open and gross lewdness and lascivious behavior, drugging persons for unlawful intercourse, dissemination of obscene matter.

Rape	Age of victim not specified, or does not fall under a rape of child category.
Rape and Abuse of a Child	Statutory rape, victim under 16 years old.
Rape of a Child with Force	Age of victim under 16 years old.
Sex Offenses Involving a Minor	Includes enticing person under 16 away for marriage, inducing person under 18 to have sexual intercourse, inducing a minor into prostitution, prostitutes deriving support from a child, distribution of obscene articles to minors, child pornography, dissemination of materials of child in state of nudity, dissemination of visual materials of child engaged in sexual conduct, knowingly purchasing or possession of visual material of child depicted in sexual conduct.
Sexual Assault - Out of State/Federal Inmates	Used for sexual assault cases for out-of-state or federally sentenced inmates whose offense does not fit in another sex offense category.
Unnatural Acts	Includes unnatural acts, lascivious acts, assault to commit unnatural sex acts.
Violation of Sex Offender Registry	Failure to register as a sex offender' misuse of sex offender registry information.